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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/533,928	07/29/2005	Michael Berthon-Jones	JPD-4398-427	8053

23117 7590 05/03/2010  
NIXON & VANDERHYE, PC  
901 NORTH GLEBE ROAD, 11TH FLOOR  
ARLINGTON, VA 22203

EXAMINER
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OSTRUP, CLINTON T

ART UNIT	PAPER NUMBER
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3771

MAIL DATE	DELIVERY MODE
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05/03/2010

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10533928	7/29/2005	BERTHON-JONES ET AL.	JPD-4398-427

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**EXAMINER**

CLINTON OSTRUP

ART UNIT	PAPER
3771	20100426

DATE MAILED:

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**Commissioner for Patents**

The information disclosure statement (IDS) submitted on April 13, 2010 was filed after the mailing date of the final rejection, on November 24, 2008. The submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement has been considered by the examiner.

It was also noted that the examiners initials were missing from one of the references cited in the IDS filed March 16, 2010. Therefore, attached to this communication is a copy of the IDS filed March 16, 2010 indicating that that reference has also been considered by the examiner.

The application has been forwarded to the Patent Board of Appeals and Interferences for decision on the appeal.

/Tatyana Zalukaeva/  
Supervisory Patent Examiner, Art Unit 3761

/Clinton Ostrup/  
Examiner, Art Unit 3771